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www.haledorr.com

60 STATE STREET • BOSTON, MA 02109  
617-526-6000 • FAX 617-526-5000**FAX RECEIVED**

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Fax / Phone:

To: Examiner Dwayne C. Jones  
Tech. Ctr. 1614  
U.S. Patent and Trademark Office

(703) 308-4556 / (703) 308-4634

From: Hollie L. Baker  
617-526-6110

Date: September 24, 2002

**OFFICIAL****CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office to the Attention: Examiner Dwayne C. Jones, Tech. Ctr. 1614, U.S. Patent and Trademark Office: (703) 308-4556 on September 24, 2002.

  
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SignatureHollie L. Baker  
\_\_\_\_\_  
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Amendment and Response to Office Action dated June 25, 2002

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Client/Matter No.: 109536.132  
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BOSTON 1508297V1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of McShane *et al.*

Serial No. 09/549,858

Filed: April 14, 2000

For: Pharmaceutical Formulation  
Comprising Glycine as a Stabilizer

Group Art Unit: 1614

Examiner: Jones, D.

Attorney Docket: 109536.132

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9/26/02**Certificate of Transmission under 37 CFR 1.8**

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9/24/02  
Date of Transmission  
Sharon Matthews**AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.111**Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

This Amendment and Response Under 37 C.F.R. § 1.111 is filed in reply to the Office Action mailed June 25, 2002,

Applicants respectfully request reconsideration and reexamination of the above-referenced patent application in view of the following remarks.

**REMARKS**

Claims 1 to 23 are pending.

- I. Rejection under 35 U.S.C. § 103(a) as Unpatentable over Oishi *et al.*, Japanese Patent Application H5-194225 ("JP '225")